THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Writ Petition (M/S) No. 1547 of 2005

Mrs. Archana Mathur Patnaik,
W/O Shri Santanu Patnaik,
Presently residing at 150, Pandit-wari, Phase-II,
Dehradun. … **Petitioner.**

Versus

1. The Judge, Family Court, Dehradun,
2. Dr. Santanu S/O late Sri Kamal-kanta,
   R/O Department of Geography, Arunachal University,
   Doimukh, Arunachal Pradesh.

… **Respondents.**

Sri Jitendra Chaudhary, learned counsel for the petitioners.
Sri Nand Prasad, learned Standing Counsel for the respondent no.1.

Dated February 21, 2006.

Hon'ble B.S.Verma, J.

Heard Sri Jitendra Chaudhary, learned counsel for the petitioners as well as Sri Nand Prasad, learned Standing Counsel for the State.

The petitioner has filed this writ petition for issue of a direction to the respondent no. 1, Judge, Family Court Dehradun to decide the Original Suit No. 97 of 2005, Mrs. Archana Mathur Patnaik Vs. Dr. Santanu Patnaik under Section 17 and 27 of the Hindu Marriage Act and Misc. Case No. 31 of 2005, Mrs. Archana Mathur Patnaik Vs. Dr. Santanu Patnaik, under Section 24 of the Hindu Marriage Act read with 7 Family Courts Act with the allegations that the petitioner filed a suit no. 97 of 2005 under Section 13 and 27 of the Hindu Marriage Act before the respondent no.1. The petitioner also filed a Misc. Case No. 31 of 2005 for alimony during the pendency of the proceedings. According to the petitioner, the respondent no. 2 is adopting delay tactics so as to linger on the proceedings of the two cases, which is causing injury to the petitioner.

Considering the facts and circumstances of the case and the material placed on record, direction for expeditious disposal need to be issued to the respondent no.1.

The respondent no.1, Judge, Family Court, Dehradun is directed to decide the O.S. No. 97 of 2005 and Misc. Case No. 31 of 2005 (Mrs. Archana Mathur Patnaik Vs. Dr. Santanu Patnaik), expeditiously preferably within a period of six months from the date of production of certified copy of this order by the petitioner.

With the above observation, the writ petition is disposed of finally.

(B.S. Verma, J.)

21.02.2006
RCP